

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.61236 of 2025**

Arising Out of PS. Case No.-44 Year-2025 Thana- Kusumbha District- Sheikhpura

1. Rajo Bind @ Rajo Vind, Son of Late Kapil Bind, Resident of Village - Beldaria, P.S. - Kusumbha, District - Sheikhpura.
2. Mohan Bind @ Visha Kumar, Son of Rajo Bind, Resident of Village - Beldaria, P.S. - Kusumbha, District - Sheikhpura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Binay Kumar, Advocate

For the Opposite Party/s : Mr. Narsingh Tanti, APP

**CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA**  
**ORAL ORDER**

3      09-10-2025                      Heard learned counsel for the petitioners and learned  
APP for the State.

2. The petitioners seek regular bail in connection with Kusumbha P.S. Case No. 44 of 2025 for the offence registered under Section 30 (a) (c) of the Bihar Prohibition & Excise Act.

3. As per the prosecution case, 50 litres of country made liquor and 600 litres sweet mixture solution along with utensils for making the illicit liquor were recovered from the pumpset house of Rajo Bind@ Rajo Vind (petitioner no.1) and apprehended co-accused Commando Bind disclosed that the petitioners fled away on seeing the police force.

4. Learned counsel for the petitioners submits that the



petitioners are innocent and have been falsely implicated in this case on the disclosure statement of co-accused Commando Bind who was apprehended on the spot. Petitioners were not apprehended on the spot. They have no concern with the seized liquor. Nothing incriminating has been recovered from the conscious possession of the petitioners. Petitioner no. 1 is an old person aged about 70 years whereas petitioner no. 2 is a young boy aged about 20 years. He further submits that except the disclosure statement made by the co-accused person there is nothing incriminating against the petitioner. Petitioners are in jail custody since 08.08.2025, both the petitioners have two criminal antecedents. Petitioners undertake to cooperate in the investigation and trial of the case.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

6. Considering the facts and circumstances of the case and the submissions of learned counsel for the parties, nature of allegation and period of custody, let the petitioners, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Excise Judge, Sheikhpura, in connection with Kusumbha P.S.



Case No. 44 of 2025, with further conditions that:-

(i) The petitioners shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bond by the Trial Court itself.

(ii) The petitioners shall desist from committing any such criminal offence again, failing which the State shall be at liberty to take steps for cancellation of bail bonds.

**(Sunil Dutta Mishra, J)**

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